

EXHIBIT 21

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL : MDL No. 2804
PRESCRIPTION OPIATE :
LITIGATION : Case No. 17-md-2804
APPLIES TO ALL CASES : Hon. Dan A. Polster
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HIGHLY CONFIDENTIAL

SUBJECT TO FURTHER CONFIDENTIALITY REVIEW

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DECEMBER 18, 2018

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VIDEOTAPED DEPOSITION OF EUGENE TOMMASI,
taken pursuant to notice, was held at Marcus &
Shapira, One Oxford Center, 35th Floor, Pittsburgh,
Pennsylvania 15219, by and before Ann Medis,
Registered Professional Reporter and Notary Public in
and for the Commonwealth of Pennsylvania, on Tuesday,
December 18, 2018, commencing at 9:00 a.m.

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1 questions.

2 EXAMINATION

3 BY MR. BARNES:

4 Q. Mr. Tommasi, you were asked a few
5 questions just a couple minutes ago about business
6 meetings, and pharmacy meetings, and pharmacy
7 profitability, and how it related to the stores
8 generally.

9 Do you recall those?

10 A. Yes.

11 Q. Do you recall any approach or strategy
12 by Giant Eagle to increase sales of opioids at any
13 time in any part of the company?

14 A. No.

15 Q. Were any executives or pharmacists or
16 employees ever bonused or incentivized to increase
17 the sale of opioids in any way, shape, or form?

18 A. No.

19 Q. You were asked a few questions about the
20 membership of the so-called pharmacy regulatory
21 review committee.

22 Do you remember those questions? Who was
23 George Chunderlik, et cetera?

24 Do you remember that?

25 A. Yeah. I think a few minutes ago.

1 Q. Right. Ty Hudson asked you those
2 questions.

3 A. Yes.

4 Q. What was the purpose of that committee?

5 A. Well, you know, I think there were
6 multiple lawyers and business people on there.
7 And it was a legal compliance-type committee.

8 Q. Was it designed to look at the company's
9 compliance with laws and regulations that affected
10 the business in any way?

11 A. Yeah. It was a legal compliance
12 committee.

13 Q. Was outside counsel also on that
14 committee?

15 A. Actually, yeah. I actually got -- you
16 know, I actually know -- sorry. Steve Zubrow was
17 the outside counsel who has passed away. That's
18 why I stumbled there a little bit.

19 He led the committee.

20 Q. And as part of those committee meetings,
21 was legal advice sought and obtained by the
22 company from its internal and outside lawyers?

23 A. Yeah. Best of my knowledge, yes.

24 Q. You were asked some questions about,
25 while you were senior VP of retail operations,